

IN THE UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF MISSOURI  
EASTERN DIVISION

MONSANTO COMPANY and  
MONSANTO TECHNOLOGY LLC,

Plaintiffs,

VS.

E.I. DUPONT DE NEMOURS AND  
COMPANY and  
PIONEER HI-BRED INTERNATIONAL,  
INC.,

Defendants.

Case No. 4:09-cv-00686-ERW

### **CONSENT MOTION FOR EXTENSION OF TIME**

Plaintiffs, Monsanto Company and Monsanto Technology LLC (collectively “Monsanto”), respectfully move for an extension of time, to and including Friday, September 23, 2011, within which Monsanto shall file and serve its Reply to Defendants’ Opposition to Monsanto’s Cross Motion for a Protective Order [Dkt. # 860].

In support of this Motion, Monsanto states that the requested extension is not being advanced for purposes of unnecessary delay, and that the requested extension will not impact on the scheduling of this matter. Counsel for Monsanto has conferred with counsel for Defendants, who have consented to the requested extension.

Dated: September 21, 2011

Respectfully submitted,

HUSCH BLACKWELL LLP

By: /s/ Joseph P. Conran

Joseph P. Conran, E.D.Mo. # 21635MO

joe.conran@huschblackwell.com

Omri E. Praiss, E.D.Mo. # 41850MO

omri.praiss@huschblackwell.com

Greg G. Gutzler, E.D.Mo. # 48893MO

greg.gutzler@huschblackwell.com

Dutro E. Campbell, E.D.Mo. # 47942MO

bruce.campbell@huschblackwell.com

Tamara M. Spicer, E.D.Mo. # 54037MO

tamara.spicer@huschblackwell.com

Steven M. Berezney, E.D.Mo. # 56091MO

steve.berezney@huschblackwell.com

190 Carondelet Plaza, Suite 600

St. Louis, MO 63105

(314) 480-1500 – telephone

(314) 480-1505 – facsimile

WINSTON & STRAWN LLP

Dan K. Webb

dwebb@winston.com

George C. Lombardi

glombardi@winston.com

Todd J. Ehlman

tehlman@winston.com

James M. Hilmert

jhilmert@winston.com

35 W. Wacker Drive, Suite 4200

Chicago, IL 60601

(312) 558-5600 – telephone

(312) 558-5700 – facsimile

John J. Rosenthal  
jrosenthal@winston.com  
Matthew A. Campbell  
macampbell@winston.com  
Jovial Wong  
jwong@winston.com  
Andrew E. Smith  
aesmith@winson.com  
Erica E. Stauffer  
estauffer@winston.com  
Zachary L. Spencer  
zspencer@winston.com  
Adam S. Nadelhaft  
anadelhaft@winston.com  
1700 K Street, N.W.  
Washington, DC 20006  
(202) 282-5000 – telephone  
(202) 282-5100 – facsimile

Gail J. Standish  
gstandish@winston.com  
333 South Grand Avenue  
Los Angeles, CA 90071-1543  
(213) 615-1700 – telephone  
(213) 615-1750 – facsimile

MCDERMOTT WILL & EMERY  
Steven G. Spears  
sspears@mwe.com  
1000 Louisiana Street, Suite 3900  
Houston, TX 77002-5005  
(713) 653-1700 – telephone  
(713) 739-7592 – facsimile

*Attorneys for Plaintiff Monsanto Company and  
Monsanto Technology LLC*

**CERTIFICATE OF SERVICE**

The undersigned hereby certifies that on the 21<sup>st</sup> day of September, 2011, the foregoing was filed electronically with the Clerk of the Court for the United States District Court for the Eastern District of Missouri, Eastern Division, and was served by operation of that Court's electronic filing system, upon the following:

Andrew Rothschild, Esq.  
C. David Goerisch, Esq.  
Lewis, Rice & Fingersh, L.C.  
600 Washington, Suite 2500  
St. Louis, MO 63102

Leora Ben-Ami, Esq.  
Thomas F. Fleming, Esq.  
Christopher T. Jagoe, Esq.  
Howard S. Suh, Esq.  
Jeanna Wacker, Esq.  
Kaye Scholer LLP  
425 Park Avenue  
New York, NY 10022

Donald L. Flexner, Esq.  
Hershel Wancjer, Esq.  
Cynthia Christian, Esq.  
Robert M. Cooper, Esq.  
Jack G. Stern, Esq.  
Boies, Schiller & Flexner LLP  
575 Lexington Avenue, 7th Fl.  
New York, NY 10022

James P. Denvir, Esq.  
Amy J. Mauser, Esq.  
Jonathan H. Sherman, Esq.  
Boies, Schiller & Flexner LLP  
5301 Wisconsin Avenue, N.W.  
Washington, D.C. 20015

*Attorneys for Defendants*

/s/ Joseph P. Conran